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Attorney's Docket No. <u>009765-027</u>

IE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
Gery COLOMBO, et al.) Oroup Art Unit: Unknown
Application No.: 09/831,639) Examiner: Unknown
Filed: May 11, 2001)
For: DEVICE AND METHOD FOR AUTOMATIC TREADMILL)))
THERAPY)

LETTER

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

It has been noted that the Transmittal Letters of May 11, 2001 and July 20, 2001 contained an error in the name of the second inventor. The same error as well as an additional error occured on the Data Sheet submitted May 11, 2001. The first and last names of the second inventor were inverted and the last name is also misspelled. The name should read -- Matthias JOERG--. Additionally, the spelling of Mr. Hostettler's residence city should read --Oberwil--. Attached are a substitute Transmittal Letter and a substitute Data Sheet. Entry of the foregoing is respectfully requested.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Robert S. Swecker Registration No. 19,885

Alexandria, Virginia 22313-1404

(703) 836-6620

P.O. Box 1404

Date: August 6, 2001

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/EDELECTED OFFICE (DO/EO/US) DESIGNATED/ELECTED OFFICE (DO/EO/US) O9/831.639		•	•							
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371 09/831,639 INTERNATIONAL APPLICATION NO. INTERNATIONAL FILING DATE PECT/CH99/00531 INTERNATIONAL APPLICATION NO. INTERNATIONAL FILING DATE PECT/CH99/00531 TITLE OF INVENTION DEVICE AND METHOD FOR AUTOMATING TREADMILL THERAPY APPLICANTIS FOR DO/EO/US COLOMBO, Gery; JOERG, Metthies; HOSTETTLER, Peter Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: This is a RRST submission of items concerning a filing under 35 U.S.C. 371. This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. This is a express request to begin national examination procadures (35 U.S.C. 371(1)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371 (b) and the PCT Articles 22 and 39(1). A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date. A copy of the International Application as filed (35 U.S.C. 371(c)) and the PCT Articles 22 and 39(1). A translation of the International Application was filed in the United States Receiving Office (RO/US) A translation of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) A mendments to the claims of the International Bureau. C. have not been made and will not be made. A translation of the smendments to the claims under PCT Article 19 (38 U.S.C. 371(c)(3)). A mendment of the theoremity (required only if not transmitted by the International Bureau). B have been transmitted by the International Bureau. C. have not been made and will not be made. A translation of the smendments to the claims under PCT Article 19 (38 U.S.C. 371(c)(3)). A A remaining of the smendments to the claims under PCT Article 19 (38 U.S.C. 371(c)(3)). A A translation of the smendments of the International Preliminary Examination Report un				ARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER					
DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371 INTERNATIONAL APPLICATION NO. INTERNATIONAL FILING DATE PRIORITY DATE CLAMED PRIORITY DATE CLAMED TO NOVEMBER 1999 (11.11.99) TO NOVEMBER 1998 (13.11.98) TO NOVEMBER 1998 (13.11.99)	TRANSMITTAL LETTER TO THE LIMITED STATES									
INTERNATIONAL APPLICATION NO.	·									
TITLE OF INVENTION DEVICE AND METHOD FOR AUTOMATING TREADMILL THERAPY APPLICANTISI FOR DO/EO/US APPLICANTISI FOR DO/EO/US APPLICANTISI FOR DO/EO/US Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:	CONCERNING A FILING UNDER 35 U.S.C. 371		09/831,639							
APPLICANT(S) FOR DO/EO/US This is a PERST submission of items concerning a filing under 35 U.S.C. 371. This is a PERST submission of items concerning a filing under 35 U.S.C. 371. This is a PEXPRESS request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(f) and the PCT Articles 22 and 39(1). A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date. A copy of the International Application as filed (35 U.S.C. 371(c)(2)) a. is transmitted herewith (required only if not transmitted by the International Bureau). b. has been transmitted by the International Bureau. c. is not required, as the application was filed in the United States Receiving Office (RO/US) Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) a. are transmitted herewith (required only if not transmitted by the International Bureau). b. have not been made; however, the time limit for making such amendments has NOT expired. d. have not been made and will not be made. A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). Items 11: to 16. below concern other document(s) or information included: 11. A A PIRST preliminary amendment. A SECOND or SUBSEQUENT preliminary amendment.										
APPLICANT(S) FOR DO/EO/US COLOMBO, Gery; JOERG, Matthias; HOSTETTLER, Peter 1.				MATING TREADMILL THERAPY						
Applicant betweith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: 1.	APP	LICAN	NT(S) FOR DO/EO/US							
1.										
2.		licant			ring items and other information:					
This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and the PCT Articles 22 and 39(1). A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date. A copy of the International Application as filed (35 U.S.C. 371(c)(2)) a. is transmitted herewith (required only if not transmitted by the International Bureau). b. has been transmitted by the International Bureau. c. is not required, as the application was filed in the United States Receiving Office (RO/US) 6. A translation of the International Application into English (35 U.S.C. 371(c)(2)). 7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) a. are transmitted herewith (required only if not transmitted by the International Bureau). b. have been transmitted by the International Bureau. c. have not been made; however, the time limit for making such amendments has NOT expired. d. have not been made and will not be made. 8. A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). 11. A Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 13. A FIRST preliminary amendment. A SECOND or SUBSEQUENT preliminary amendment.		<u>□</u>								
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	13.		A FIRST preliminary amendment.							
14. A substitute specification.			A SECOND or SUBSEQUENT pre	liminary amendment.						
	14.		A substitute specification.		型					
15. ☐ A change of power of attorney and/or address letter.	15.		A change of power of attorney and/or address letter.							
16. ☑ Other items or information:	16.	\boxtimes	Other items or information:							
14. A substitute specification. 15. A change of power of attorney and/or address letter. 16. Other items or information: Substitute Bibliographic Data Sheet.		Subs	Substitute Bibliographic Data Sheet.							
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17.	U.S. APPLICATION NO. (If ki 09/831,639	nown,/ see 37 C.F.R. 1.50)	INTERNATIONAL APPLICATION PCT/CH99/00531	ATTORNEY'S DOCKET NUMBER 009765-027					
Notither international preliminary examination fee (37 CFR 1.482) and international Search Report not prepared by the EPO or IPO \$1,000.00 (960) International Search Report not prepared by the EPO or IPO \$1,000.00 (960) International preliminary examination fee (37 CFR 1.482) not paid to USFTO Use the International preliminary examination fee (37 CFR 1.482) not paid to USFTO Use the International preliminary examination fee (37 CFR 1.482) not paid to USFTO Use The International preliminary examination fee paid to USFTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$580.00 (966) International preliminary examination fee paid to USFTO (37 CFR 1.482) \$100.00 (962) and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 (962) and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 (962) and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 (962) and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 (962) and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 (962) and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 (962) and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 (962) and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 (962) and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 (962) and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 (962) and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 (962) and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 (962) and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 (962) and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 (962) and all claims satisfied provisions an	17. The following fees are submitted:			CALCULAT	IONS	PTO USE ONLY			
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USPTO but international Search Report prepared by the EPO or JPO	nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO								
but international search fee (37 CFR 1.445(a)(2)) paid to USPTO	International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$860.00 (970)								
but all claims did not satisfy provisions of PCT Article 33(1)-(4)	International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$710.00 (958)								
ENTER APPROPRIATE BASIC FEE AMOUNT = \$ Surcharge of \$130.00 (154) for furnishing the earth or declaration later than months from the earliest claimed priority date (37 CFR 1.492(e)). Claims	International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$690.00 (956)								
Surcharge of \$130.00 (154) for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492(a)). Claims	International preli and all claims sati	minary examination fee paid to US isfied provisions of PCT Article 33	SPTO (37 CFR 1.482) (1)-(4)	\$100.00 (962)					
Surcharge of \$130.00 (154) for furnishing the earth or declaration later than months from the earliest claimed priority date (37 CFR 1.492(e)). Claims Number Filed Number Extra Rate Total Claims 18 -20 =		ENTER AF	PPROPRIATE BASIC F	EE AMOUNT =	\$				
Total Claims 18-20 =				20 🗆 30 🗆	\$.				
Independent Claims 1 -3 = X\$80.00 (964) \$ Multiple dependent claim(s) (if applicable) +9270.00 (968) \$ TOTAL OF ABOVE CALCULATIONS = \$ Reduction for 1/2 for filing by small entity, if applicable (see below). \$ SUBTOTAL = \$ Processing fee of \$130.00 (156) for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492(f)). \$ TOTAL NATIONAL FEE = \$ Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 (581) per property + TOTAL FEES ENCLOSED = \$ Amount to be: refunded \$ charged \$ a. Small entity status is hereby claimed. b. A check in the amount of \$ to cover the above fees is enclosed. c. Please charge my Deposit Account No. 02-4800 in the amount of \$ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-4800. A duplicate copy of this sheet is enclosed. NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filled and granted to restore the application to pending status.	Claims	Number Filed	Number Extra	Rate			•		
Multiple dependent claim(s) (if applicable)	Total Claims	18 -20 =		X\$18.00 (966)	\$				
TOTAL OF ABOVE CALCULATIONS = \$ Reduction for 1/2 for filling by small entity, if applicable (see below). \$UBTOTAL = \$ Processing fee of \$130.00 (156) for furnishing the English translation later than souther from the earliest claimed priority date (37 CFR 1.492(ff)). TOTAL NATIONAL FEE = \$ Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 (581) per property + TOTAL FEES ENCLOSED = \$ Amount to be: refunded \$ charged \$ a. Small entity status is hereby claimed. b. A check in the amount of \$ to cover the above fees is enclosed. c. Please charge my Deposit Account No. 02-4800 in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed. d. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-4800. A duplicate copy of this sheet is enclosed. NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.	Independent Claims	1 -3 =		X\$80.00 (964)	\$				
Reduction for 1/2 for filling by small entity, if applicable (see below). SUBTOTAL \$	Multiple dependent cla	im(s) (if applicable)		+ \$270.00 (968)	\$				
SUBTOTAL = \$ Processing fee of \$130.00 (156) for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492(f)). TOTAL NATIONAL FEE = \$ Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 (581) per property + TOTAL FEES ENCLOSED = \$ Amount to be: refunded \$			OTAL OF ABOVE CA	LCULATIONS =	\$				
Processing fee of \$130.00 (156) for furnishing the English translation later than 20 30 \$\frac{1}{2}\$ \$\frac{1}{2}	Reduction for 1/2 for f	iling by small entity, if applicable ((see below).		\$				
TOTAL NATIONAL FEE = \$ Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 (581) per property + TOTAL FEES ENCLOSED = \$ TOTAL FEES ENCLOSED = \$ Amount to be: refunded \$ charged \$ a. Small entity status is hereby claimed. b. A check in the amount of \$ to cover the above fees is enclosed. c. Please charge my Deposit Account No. 02-4800 in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed. d. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-4800. A duplicate copy of this sheet is enclosed. NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filled and granted to restore the application to pending status.	SUBTOTAL =				\$				
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SEND ALL CORRESPONDENCE TO: Robert S. Swecker BURNS, DOANE, SWECKER & MATHIS, L.L.P. P.O. Box 1404 Alexandria, Virginia 22313-1404 (703) 836-6620 Date: August 6, 2001 Robert S. Swecker NAME 19,885 REGISTRATION NUMBER	NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b))								
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